

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

H.J. HEINZ, CO., L.P.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No. 04-1883
	)	Judge Cercone
CHARTER ONE BANK, N.A.	)	Magistrate Judge Caiazza
	)	In Re: Doc. 34
Defendant,	)	
Third Party Plaintiff,	)	
	)	
v.	)	
	)	
MELLON FINANCIAL CORPORATION	)	
	)	
Third Party Defendant.	)	

**ORDER**

IT IS HEREBY ORDERED that Defendant Charter One Bank shall file a response to the Plaintiff's Motion to Compel (Doc. 34) by August 22, 2005.

August 11, 2005

s/Francis X. Caiazza  
Francis X. Caiazza  
U.S. Magistrate Judge

cc:  
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